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BLACK LOWE GRAHAM

MAIL STOP AMENDMENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Linda Woodward et al.

Attorney Docket No. LCWO-1-1001

Serial No.: 10/687,059

Group Art Unit: 3673

Filing Date: October 15, 2003

Examiner: Fredrick C. Conley

Title: DIAPER CHANGING APPARATUS AND METHODS

TO THE COMMISSIONER FOR PATENTS:

DECLARATION OF INVENTOR LINDA WOODWARD
REGARDING COMMERCIAL SUCCESS

1. I am one of the inventors of the invention described in the above-captioned matter and I am competent to testify to the facts stated herein.

2. We have started marketing products covered by the pending claims of the patent application under the trademark BABY GRAND. On July 16, 2004, our company BABY GRAND LLC granted a license to manufacture products covered by the pending patent application to J. Wasson Enterprises, Inc., who manufactures and distributes products under the trademark SAMSONITE for the Samsonite Juvenile Products division of the Samsonite Corporation (hereinafter "Samsonite Juvenile").

3. After a successful initial term of approximately three months, the license to Samsonite Juvenile was renewed for an additional sixth month period. The product will soon be offered for sale under the SAMSONITE trademark at the following retail outlets: Babies-R-Us, Babyland, Boston Baby, Buy Buy Baby, Samsonite Company Store, The Baby's Room, USA Baby, aBaby.com, Baby Bag On-Line, Baby Outfitters, Baby Universe, Baby World, BabyBungalow.com, BabyCenter.com, BabyEStore.com, Bennett's World for Children, BreastPumps4Less.com, BuyChoice.com, Cendant, diaperbags.com, eBags.com, eStyle.com,

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Application Serial No. 10/687,059

Goore's For Babies to Teens, Hammacher Schlemmer, LuggagePoint.com, Lullaby Lane, Mommy's Thinkin, NetKidsWear.com, Peek-A-Boo Baby, and Rainbow Baby.

4. Samsonite Juvenile currently plans to introduce products covered by the patent application on Target.com in November, 2004 after initial shipments from the Chinese manufacturer are received and approved.

5. In addition, we have been in negotiations with WalMart during the period from April through July 2004, and have designed a product covered by the patent application in accordance with WalMart specifications (e.g. price, fabric, color, etc.) for sale through WalMart retail outlets. An order for the WalMart product has been placed with the Chinese manufacturer and the initial shipment is scheduled to arrive on *November 1st*, 2004. Store Manager and District Manager approval has been received to introduce this product at 25 WalMart stores as an initial test market prior to entry into nation-wide sales.

6. The products covered by the patent application have numerous advantages over the prior art as described in our patent application, and are achieving commercial success as described above.

The undersigned certifies and declares under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge and belief. Dated this 10th day of September, 2004 at Tacoma, Washington.

Respectfully submitted,

Linda Woodward
Linda Woodward

MAIL CERTIFICATE

I hereby certify that this communication is being deposited with the United States Postal Service via first class mail under 37 C.F.R. § 1.08 on the date indicated below addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Sept 14, 2004
Date of Deposit

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